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14 **UNITED STATES DISTRICT COURT**
15 **DISTRICT OF NEVADA**

16 U.S. EQUAL EMPLOYMENT
17 OPPORTUNITY COMMISSION,

18 Plaintiff,

19 v.

20 ABC Phones of North Carolina, Inc. d/b/a
21 Victra

22 Defendant.

Case No. 3:24-cv-00444-MMD-CLB

**ORDER GRANTING
STIPULATED MOTION TO STAY
DISCOVERY**

(SECOND REQUEST)

1 Per ECF No. 25, and ECF No. 30, Plaintiff U.S. Equal Employment Opportunity
2 Commission (“EEOC”) and Defendant ABC Phones of North Carolina, Inc. d/b/a Victra (“Victra”)
3 by and through their counsel (together, the “Parties”), submit this stipulation and respectfully
4 request an order to stay discovery for a period of 30 days, for a second time.

5 As reflected in ECF No. 25 and ECF No. 30, the Parties reached a tentative agreement to
6 resolve this matter on Tuesday, March 5, 2025, at the Early Neutral Evaluation before Magistrate
7 Judge Craig S. Denney.

8 The Parties appeared before Judge Craig S. Denney on April 3, 2025, for a status
9 conference regarding the March 5, 2025 Early Neutral Evaluation and the Parties’ progress with
10 negotiating the terms of an agreement. The Parties updated the Court and explained they need
11 additional time to continue those discussions. EEOC proposed another status conference in 30-
12 days to provide time to review the proposed agreement. ABC Phones agreed with that request,
13 and the Parties also agreed that a second 30-day stay of discovery would be appropriate to allow
14 the Parties to focus on the negotiations.

15 The Parties will appear before Judge Craig S. Denney on May 9, 2025 to provide a
16 further update on their negotiations.

17 This is the Parties’ second stipulation to stay discovery.

18 Good cause exists to stay discovery. *Gibson v. MGM Resorts International*, No. 2:23-cv-
19 00140-MMD-DJA, 2023 WL 4455726, at *3 (D. Nev. July 11, 2023); *see also Little v. City of*
20 *Seattle*, 863 F.2d 681, 685 (9th Cir. 1988) (District courts have wide discretion in controlling
21 discovery, and rulings to stay discover will not be overturned unless there is a clear abuse of
22 discretion). A stay will promote judicial economy and efficiency by allowing the Parties to
23 continue their discussions and finalize a resolution in good faith without incurring undue burden
24 or expense.

25 All current discovery deadlines, including the deadline to submit an ESI Protocol (which
26 was March 21, 2025), EEOC’s deadline to respond to ABC Phones written discovery, and the
27 deadlines contained in the Second Discovery Plan and Proposed Scheduling Order (ECF No. 18)
28 be suspended during the pendency of the discovery stay. If the Parties are unable to agree upon

1 additional terms to resolve this matter, they will file a Third Discovery Plan and Proposed
2 Scheduling Order for the Court's approval.

3 The Parties submit this stipulation in good faith and not for the purpose of delay or
4 prejudice to any party.

5 Respectfully submitted,

6 Dated: April 7, 2025

7
8 BY: /s/ Mariko Ashley
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Senior Trial Attorney

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23 **IT IS SO ORDERED.**

24 
25 UNITED STATES MAGISTRATE JUDGE
26 HON. CARLA BALDWIN

27 DATED: April 8, 2025
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